

General Application Requirements (FINAL)

FOR OFFICE USE ONLY:

Version # _____

APP # 700462

Agency Information

(Carefully read the instructions before completing this form)

1. Agency Information

- a. Agency Name Native American Land Conservancy
- b. Organizational Unit
- c. Address P.O. Box 3074
- e. City Indio State CA Zip 92202
- f. Federal Id Number 33-0832220 DUNS Number
- g. Agency fiscal year (beginning month and January-01 day)
- h. Agency Type (Please check one)
- ☐ City ☐ County ☐ U.S. Forest Service
- ☐ U.S. Forest Service - Patrol District ☐ U.S. Bureau of Land Management ☐ Other Federal Agency
- ☐ Federally Recognized Native American Tribe ☐ Educational Institution ☒ Nonprofit Organization - 501(c)(3) status only
- ☐ State Agency ☐ District

2. Project Information

- a. Project Name General Application Requirements
- b. Is implementing agency same as Agency (Please select Yes or No) ☒ Yes ☐ No
- c. Implementing Agency Name
- d. Amount of Funds Requested Project Cost

Project Request(s) Summary

#	Project Type	Project Title	Grant Request	Match	Total Project Cost

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3. Contact

a. Authorized Representative

Name	Kurt Russo				
Title	Director				
Mailing Address	P.O. Box 3074				
City	Indio	State	CA	Zip	92202
Telephone	(800) 670-6252			Fax	
E-mail Address	frkvalues@aol.com				

b. Project Administrator

Name	Doe john				
Title	Grants Program Manager				
Mailing Address	P.O. Box 3074				
City	Indio	State	CA	Zip	92202
Telephone	(800) 670-6252			Fax	
E-mail Address	frkvalues@aol.				

Location Map

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A. Location Map

Attachments:

[Location Map](#)

Equipment Inventory

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A. Equipment Inventory

Has your agency purchased any Equipment with OHV Trust Funds within the last five (5) ☐ Yes ☒ No
years? (Please select Yes or No)

#	Item Description	Make	Model	Model Year	Vehicle Identification Number (VIN) or Serial Number	Project Agreement Number

Habitat Management Program (HMP)

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PART 1 - ITEM 1. DETERMINE THE NEED FOR FULL FULL HABITAT MANAGEMENT PROGRAM (HMP)

All Applicants submitting Projects involving Ground Disturbing Activities are subject to HMP requirements. The HMP must cover the combined Project Area of all proposed Projects with Ground Disturbing Activities.

Applicants able to certify that none of the proposed activities listed in the Application in areas open to legal OHV Recreation contain any risk factors to special-status species and/or sensitive habitats shall submit only HMP Part 1. Applicants who cannot certify that the proposed activities listed in the Application in areas open to legal OHV Recreation do not contain any risk factors to special-status species and/or sensitive habitats shall submit HMP Parts 1 and 2.

1. Do any of your proposed projects involve Ground Disturbing Activities? (Please select Yes or No) ☐ Yes ☒ No
2. Can the Applicant certify that none of the proposed Projects with Ground Disturbing Activities in areas open to legal OHV Recreation contain any risk factors to special-status species and/or sensitive habitats? (If you checked 'Yes', you are done with HMP) (Please select Yes or No) ☐ Yes ☐ No

PART 2 - RISK ANALYSIS, MANAGEMENT PROGRAM AND REPORTING

PART 2 - Section I. Summary of HMP Changes

Has the Applicant previously submitted a HMP Part 2 that is currently in use in the proposed Project Area? (Please select Yes or No) ☐ Yes ☐ No

Table 1 - Summary of HMP Changes

Changes from Previous Year	Section Where Change Occurs

PART 2 - Section II - Special Status Species

Table 2 - Table of All Special-Status Species and Any Other Species of Local Concern That Were Considered for Inclusion in the HMP

Species	Listing Status	Habitat	Potential for Occurrence	Addressed by HMP? If not explain why?

PART 2 - Section III - Map(s) of Project Area

PART 2 - Section IV. - Management/Monitoring Program by Species and Sensitive Habitat

PART 2 - Section IV. - Management/Monitoring Program by Species and Sensitive Habitat - Table 3

Table 3 - Data (Including Baseline Data) and Management Program for Species and/or Sensitive Habitats

Species/Habitat	Known Information	Methodology	Concerns / Risks / Uncertainties	Management Objective(s)	Management Action(s)	Success Criteria

PART 2 - Section IV. - Management/Monitoring Program by Species and Sensitive Habitat - Table 4

Table 4: Summary of HMP Monitoring Program

Species/Habitat	Change Detection Methodology	Effectiveness Monitoring Methodology, Including Triggers	Identify Any Applicable Validation Monitoring (Focused Studies)

PART 2 - Section IV. - Management/Monitoring Program by Species and Sensitive Habitat - Table 5

Table 5. Management Review and Response; Adaptive Management

Monitoring Methodology	How Monitoring Information Will Inform Management	How Data Will Be Analyzed	Management Response to Identified Triggers	Who Will Plan Management Response

PART 2 - Section V. - Previous Year's Monitoring Results and Management Actions Based on Monitoring Results

PART 2 - Section V. - Previous Year's Monitoring Results and Management Actions Based on Monitoring Results - Table 6

Table 6: Previous Year's Monitoring Results

Monitoring Accomplishments	Results	Were Objectives and Success Criteria Achieved?

PART 2 - Section V. - Previous Year's Monitoring Results and Management Actions Based on Monitoring Results - Table 7

Table 7: Management Actions Based on Monitoring Results

Management Actions	Species/ Habitat	Date Completed or Planned - mm/dd/yyyy	Changes Needed to HMP

PART 2 - Section V. - Previous Year's Monitoring Results and Management Actions Based on Monitoring Results - Table 8

Table 8 Management Actions Taken in Response to HMP-related Public Concerns

Concern Raised by Public	Actions Taken to Address the Concern

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Soil Conservation

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A. Soil Conservation

- a. Do any of your proposed projects involve Ground Disturbing Activities? (Please select Yes or No) ☐ Yes ☒ No

B. Soil Conservation Plan

Public Review Process

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A. Public Notification Efforts

Check all that apply: (Please select applicable values)

- ☒ Notice to interested Parties/Groups (Enter date in mm/dd/yyyy format) [03/27/2010]
- ☒ Published on Applicant's Website (Enter date in mm/dd/yyyy format) [03/02/2010]
- ☐ Published in Newspaper
- ☐ News Release Issued
- ☐ Public Meeting(s) Hearing(s) Held

B. Public Comments

There was no response from the general public to the announcement placed on the NALC website. The proposal was presented as a topic of discussion on March 27 for tribal members from the Chemehuevi and Cahuilla tribal communities and representatives from California State Parks (Anza-Borrego State Park), the OHV community liaison, the site monitor for the OWMP, and the site monitor for the Ancient Cahuilla Fish Traps, a position funded by the Trust for Public Lands. An invitation to attend the meeting was also extended to the Ocotillo Wells OHV Association and the Kumeyaay tribal community (Kumeyaay-Diegueno Land Conservancy) but they were unable to attend the meeting. The comments on the project are summarized, below.

The comments on the Education project were entirely favorable, with participants expressing the importance of promoting relations between the OHV and tribal communities on the issue of OHV use of natural and cultural heritage sites. Of particular interest was the outcome of developing a framework for cooperation that brings these two stakeholder groups (tribal communities and the OHV user-groups in the Coachella Valley to the Eastern Mojave Desert) together in the active monitoring of remote cultural heritage sites such as the OWMP. It was pointed out that the need for this framework was the subject of discussion among tribal representatives and the OHV community that participated in the 2009 NALC Desertlands/Sacred Lands conference. One recommendation was that the program be extended to schools in the Coachella Valley. However, the limitation of time and funding do not allow extending the project to include this educational component.

The comments on the Restoration project were also entirely favorable. The site monitor for the OWMP emphasized the importance of this project with the noticeable increase in the evidence of OHV use of the OWMP over the past twelve months. There was a recommendation made to include in the proposal the removal of litter and debris in a portion of the OWMP. However, limitations on funding do not permit accomplishing this task in the grant. One general comment on the grant application was the need to ensure the general public is kept informed of the project, if it is funded, on the NALC website. The participants were informed that the project, and its progress, would be posted and updated on the NALC website.

C. Application Development as a result of Public Comments

- a. Were changes made to the Application as a result of public comments? (Please select ☐ Yes ☒ No
Yes or No)
- b. Describe how public comments affected the Application

Certifications

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1. Applicant Certifications

A. General Conditions

- A. The Applicant hereby certifies, under the penalty of perjury, compliance with the following terms and conditions: ☒
1. If the Project involves a Ground Disturbing Activity, the Applicant agrees to monitor the condition of soils and wildlife in the Project Area each year in order to determine whether the soil conservation standard adopted pursuant to Public Resource Code (PRC), Section 5090.35 and the HMP prepared pursuant to Section 5090.53(a) are being met.
 2. If the Project involves a Ground Disturbing Activity, the Applicant agrees that, whenever the soil conservation standard adopted pursuant to PRC Section 5090.35 is not being met in any portion of a Project Area, the recipient shall close temporarily that noncompliant portion, to repair and prevent accelerated erosion, until the same soil conservation standard adopted pursuant to PRC Section 5090.35 is met.
 3. If the Project involves a Ground Disturbing Activity, the Applicant agrees that, whenever the HMP prepared pursuant to PRC Section 5090.53(a) is not being met in any portion of a Project Area, the recipient shall close temporarily that noncompliant portion until the same HMP prepared pursuant to PRC Section 5090.53(a) is met.
 4. The Applicant agrees to enforce the registration of off-highway motor vehicles and the other provisions of Division 16.5 (commencing with Section 38000) of the Vehicle Code and to enforce the other applicable laws regarding the operation of off-highway motor vehicles.
 5. The Applicant agrees to cooperate with appropriate law enforcement entities to provide proper law enforcement at and around the Facility.
 6. The Applicant's Project is in accordance with local or federal plans and the strategic plan for OHV Recreation prepared by the OHMVR Division.

B. Programmatic Conditions

B. The Applicant must describe the following programmatic conditions:

1. Identify the potential for the facility to reduce illegal and unauthorized OHV Recreation activities in the surrounding areas:

The Old Woman Mountains Preserve is in a remote and relatively pristine portion of the Eastern Mojave Desert frequented by the OHV community, that constitutes the single-largest user group in the OWMP. While the Native American Land Conservancy does not maintain any buildings, it does offer 2,560-acres of high value OHV recreation. The proposed program will help enforce OHV regulations in the OWMP, which is limited to designated routes. The absence of the site monitor, and the lack of understanding in the OHV community about the cultural and natural heritage resources are the key concerns of the NALC, would greatly increase the threat of illegal and unauthorized use of the OWMP and pose a threat to these sites, areas, and resources.

2. Describe how the Applicant is meeting the operations and maintenance needs of any existing OHV Recreation Facility under its jurisdiction:

The NALC currently maintains a site monitor in the OWMP three days per week ten months per year to both monitor the use of the area, and to help inform the OHV user-community about the rules and regulations that pertain to the OWMP, and the adjacent BLM Wilderness Area.

C. Fee Collection

Describe how fees collected pursuant to Section 38230 of the Vehicle Code (in-lieu funds) are utilized and whether the fees complement the Applicant's proposed Project:

D. Compliance with PRC 5090.50(b)(1)(C)

Projects within the O&M category that affect lands identified as inventoried roadless areas by the U.S. Forest Service, are compliant with PRC 5090.50(b)(1)(C). (Please select Yes or No)

☐

Yes

☐

No

2. Governing Body Resolution

Certification - Non Profits / Education

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1. **Written Agreement with Land Manager**
2. **Verification of Nonprofit 501(c)(3) Status**

Attachments:

[IRS letter](#)

Evaluation Criteria

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1. OHV Visitor Opportunity Summary

1 OHV Visitor Opportunity Summary

- a. Does the land manager agency provide legal OHV riding opportunity? (Please select ☒ Yes ☐ No Yes or No)

Starting (Month/Year) 04/2009

Ending (Month/Year) 03/2010

- b. Off-Highway Vehicle Opportunity Ratio (OHV Ratio) opportunity
- i. Months of OHV Opportunity (OHV Months) 12
- ii. Total Miles Of Routes Available For OHV Recreation 9
- iii. Total Acres Of Open Riding Available For OHV Recreation 0
- iv. OHV Visitation (visitor days) 35
- v. Ratio of OHV Visitation/OHV Opportunity 3.89

1 OHV Visitor Opportunity Summary (2)

- c. Reference Document that support the responses to a. and b. on previous page
- The source of the information is the OWMP Site monitor daily log submitted twice per month, ten months per year, to the Executive Director of the NALC for review and verification.
- d. Visitor Opportunity Ratio (V/O Ratio) = OHV Ratio x OHV Months / 12 3.89
- Visitor Opportunity Ratio (V/O Ratio) Score

2. Quality of OHV Opportunity

Land Manager's OHV program 2

Check all that apply (Please select applicable values)

- ☒ Map with OHV Recreation opportunities clearly shown is available for distribution at no cost (2 points)
- ☐ Map with OHV Recreation opportunities clearly shown is available on the Land Manager's website (2 points)
- ☐ Map indicates relative difficulty of each OHV trail (2 points)
- ☐ Map indicates appropriate OHV use type (ATV, dirt bike, 4x4, OSV, etc.) (2 points)
- ☐ At least fifty percent of the staging areas include support facilities (restrooms, picnic tables, trash cans, shade structures) (2 points)
- ☐ Majority of trail intersections are signed with information such as: trail names, directional signs, relative difficulty, mileage to next feature (2 points)

3. Variety of OHV Opportunity

- a. Skill levels (e.g., beginner, intermediate, advanced) indicated by publicly available maps or signage marking trails with relative difficulty 1

(Check the one most appropriate) (Please select one from list)

- ☐ 3 or more skill levels (5 points)
- ☐ 2 skill levels (3 points)
- ☒ 1 skill level (1 point)
- ☐ Land Manager has no legal OHV riding opportunity (No points)

b. Type of OHV Opportunity (ATV, dirt bike, 4x4, OSV, RUV, Sand Rail/Dune Buggy) 6

(Check the one most appropriate) (Please select one from list)

- ☒ Opportunities for 3 or more vehicle types (6 points) ☐ Opportunities for 2 vehicle types (3 points)
☐ Opportunity for only 1 vehicle type (1 point) ☐ Land Manager has no legal OHV riding opportunity (No points)

4. Agency Contribution

Is the cost of OHV Program for Land Manager's most recent complete fiscal year (not to include Indirect Costs) greater than \$0?. If NO, then No points. Go to item #5. (Please select Yes or No) ☒ Yes ☐ No

If YES, enter cost of OHV Program for Land Manager's most recent complete fiscal year (not to include Indirect Costs): 30875

% Funded by OHV Trust Fund (do not include in-lieu funds): 6

(Check the one most appropriate) (Please select one from list)

- ☒ No OHV Trust Funds were used (6 points)
☐ 10% or less of the program cost was from OHV Trust Fund (4 points)
☐ 11% to 25% of the program cost was from OHV Trust Fund (3 points)
☐ 26% to 50% of the program cost was from OHV Trust Fund (1 point)
☐ More than 50% of the program cost was from OHV Trust Fund (No points)

Reference Document

2009 End of Year Budget (Native American Land Conservancy)

5. Project Performance

For Applicant's OHV grant Projects which reached the end of the Project performance period within the last two years, the percentage of all deliverables accomplished 2

(Check the one most appropriate) (Please select one from list)

- ☐ 100% of Deliverable accomplished (5 points)
☐ 75% to 99% of Deliverables accomplished (3 points)
☐ Less than 75% of Deliverables accomplished (No points)
☒ First time Applicants and past Applicants with no active Grant projects within the last two years (2 points)

6. Previous Year Performance

In the previous year the Applicant has been responsive and communicated effectively with the assigned OHMVR Grant Administrator by phone, email or personal visit.

FOR DIVISION USE ONLY (Check the one most appropriate) (Please select one from list)

- ☐ In the previous year the Applicant has been responsive and communicated effectively with the assigned OHMVR Grant Administrator by phone, email or personal visit (3 points)
☐ First time Applicants and past Applicants with no active Grant projects within the last two years (2 points)
☐ In the previous year the Applicant has not been responsive (No points)

7. Prevention of OHV trespass

7. Prevention of OHV trespass - Fence (Page 1)

- a. Is site a completely fenced facility such that OHV trespass into neighboring properties and/or closed areas is prevented? 0

(Check the one most appropriate) (Please select one from list)

- ☒ No (answer items b and c) ☐ Yes (10 points, explain and then skip to item 8)

Explain 'Yes' response:

7. Prevention of OHV trespass - Patrol (Page 2)

- b. The majority of OHV Opportunity areas are patrolled (Check the one most appropriate) 3

(Check the one most appropriate) (Please select one from list)

- ☐ At least 5 days per week (5 points)
☒ At least once per week (3 points)
☐ At least once per month (1 point)
☐ Less than once per month (No points)

Explain patrol efforts (e.g., frequency of patrol, patrol personnel, percent of lands covered by patrols)

The OWMP site monitor patrols the OWMP three days per week, ten months per year. During the course of the three-day period, the site monitor patrols 75 percent of the OWMP, excluding the highest and steepest terrain areas.

7. Prevention of OHV trespass - Measures (Page 3)

- c. Measures to prevent OHV trespass into neighboring properties and/or closed areas 5

(Check all that apply) (Please select applicable values)

- ☒ Barriers and/or signing are used to prevent OHV trespass into neighboring properties and/or closed areas (3 points)
☒ Education programs, maps and/or brochures provided to the public address OHV trespass, including respect for private property (2 points)

Explain measures utilized to prevent OHV trespass into neighboring properties and/or closed areas

The NALC has posted several signs in portions of the OWMP to note vehicular routes, restoration habitat, and educational signage. The signage also includes maps that detail the area and terrain of the OWMP and location of OHV routes. The site monitor is provided with literature to distribute to the OHV user-public about the OWMP.

8. OHV Education

8 OHV Education - Page 1

- a. Education materials available onsite 10

(Check all that apply) (Please select applicable values)

- ☒ Free literature is provided to visitors describing safe and responsible OHV recreational practices (5 points)
☒ Bulletin boards, signs or kiosks, at the majority of staging areas, trailheads, or other areas where the public gathers provide information concerning safe and responsible OHV Recreation (5 points)

- b. Applicant or Land Manager provides formal programs, educational talks, school field trips, etc. to the public to educate them on safe and responsible OHV recreational practices: 0

(Check the one most appropriate) (Please select one from list)

- ☐ 50 or more per year (3 points) ☐ 20 to 49 times per year (2 points)
☐ 5 to 19 times per year (1 point) ☒ Less than 5 times per year (No points)

8. OHV Education - Page 2

- c. When Facility is open, staff are available at trailheads, visitor centers and/or entrance stations to provide information on safe and responsible OHV use 2

(Check the one most appropriate) (Please select one from list)

- ☐ Daily (5 points) ☐ On all weekends (4 points)
☒ On the majority of weekends (2 points) ☐ On major holidays (1 points)
☐ None of the above (No points)

- d. ATV Safety Institute and/or Motorcycle Safety Foundation approved training courses are provided to the public: 0

(Check the one most appropriate) (Please select one from list)

- ☐ At least 30 times per year (5 points) ☐ 18-29 times per year (3 points)
☐ 4-17 times per year (1 points) ☒ Less than 4 times per year (No points)

Describe Land Manager's onsite education efforts relative to items a. - d.:

The site monitor has literature provided by the NALC to distribute to the OHV user-public describing the history of the OWMP and guidelines for appropriate use by the OHV community. In addition, the NALC has posted signage that notes the boundaries and terrain of the OWMP, designated routes, sensitive habitat, and educational signage. The site monitor does not provide referenced Safety Institute training courses. The site monitor is on-site three days per week, ten months per year. This period always covers the week-end. Extra days are provided for the monitor when high-use requires his presence on the OWMP more than the allotted three days.

9. Website

- a. OHV outreach efforts are accomplished through the Land Manager's website 0

(Check the one most appropriate) (Please select one from list)

- ☒ No (skip to question 10) ☐ Yes (provide URL address and answer item b)

Provide URL address

- b. The Land Manager's website contains the following items

(Check all that apply) - Scoring: 1 point each up to a maximum of 5 points. (Please select applicable values)

- | | | |
|--|---|--|
| <input type="checkbox"/> Map to location | <input type="checkbox"/> Hours of operation | <input type="checkbox"/> Safety information |
| <input type="checkbox"/> Visitor facilities | <input type="checkbox"/> Contact information | <input type="checkbox"/> News releases |
| <input type="checkbox"/> Information on responsible riding | <input type="checkbox"/> Map of Facilities | <input type="checkbox"/> Fee schedule |
| <input type="checkbox"/> Seasonal restrictions | <input type="checkbox"/> Link to Division Website | <input type="checkbox"/> Law enforcement contact information |

10. OHV Outreach

Check all forms of OHV outreach the Applicant utilizes: 3

Scoring: 1 point each up to a maximum of 3 points. (Please select applicable values)

- | | |
|--|---|
| <input type="checkbox"/> Billboards | <input checked="" type="checkbox"/> CDs and/or DVDs |
| <input checked="" type="checkbox"/> Community meetings | <input type="checkbox"/> OHV dealers |
| <input type="checkbox"/> Fairs | <input type="checkbox"/> News releases |
| <input type="checkbox"/> Other (specify) | <input checked="" type="checkbox"/> Television |
| <input type="checkbox"/> Parades | <input checked="" type="checkbox"/> Radio |
| <input type="checkbox"/> Programs at schools | |

11. Natural and Cultural Resources

11. Natural and Cultural Resources - Page 1

- a. Is the Land Manager's OHV area a completely fenced track facility with little or no native vegetation?
0

(Check the one most appropriate) (Please select one from list)

☒ No (answer item b)

☐ Yes (5 points, explain and then skip to item 12)

Explain 'Yes' response

11. Natural and Cultural Resources - Page 2

- b. Resource Management Information System 5

Does the Land Manager maintain a management information system managed by qualified environmental staff that identifies and monitors the impacts of the OHV activity and contains at least the following:

- Ongoing survey/inventory of species
- Ongoing survey/inventory of archeological sites
- Biological monitoring that measures changes in populations
- Components that evaluate the effects of OHV recreation and related activity on the species;
- Recommendations for improvement in species management
- Strategies to respond to changing conditions that affect the survival or reproduction of species? (Please select one from list)

☐ No (No points)

☒ Yes (5 points)

Reference Document

Adaptive Management Plan for the Old Woman Mountains Preserve (Native American Land Conservancy)
Occurrence, Distribution, and Abundance of Vertebrate Species on the Old Woman Mountains Preserve: 2004-2008 Final (Gerald Braden, Michael Rathburn, and Todd Hogan, Biological Sciences Division, San Bernardino County Museum, 2008)

12. Soil Management

12. Soil Management - Page 1

- a. Land Manager has developed a systematic methodology for evaluating soil conditions of its OHV Opportunities? 5

(Check the one most appropriate) (Please select one from list)

☐ No (No points)

☒ Yes (5 points)

Explain 'Yes' response The OWMP monitor is on site three days per week, ten months per year. His duties include visual monitoring and recording of erosion events on or in the vicinity of designated routes on the OWMP. The monitor utilizes the OWMP Adaptive Management Plan to respond to erosion events along these routes, or in areas of vehicular trespass into sensitive habitat.

- b. Land Manager has developed methods to address soil issues? 5

(Check the one most appropriate) (Please select one from list)

☐ No (No points)

☒ Yes (5 points)

Explain 'Yes' response Soil issues include erosion of designated OHV routes or damage to soils due to unauthorized use of sensitive habitat. The method for addressing soils issues includes limiting OHV use to designated routes; signage identifying sensitive areas; weekly monitoring of potential erosion areas; and, use of erosion control material on designated routes. The Adaptive Management Plan for

the OWMP provides guidelines for responding to evidence of significant erosion events.

12. Soil Management - Page 2

- c. Land Manager performs soil monitoring 3

(Check the one most appropriate) (Please select one from list)

- ☒ Monthly (3 points) ☐ After major rain events (2 points)
☐ Annually (No points)

13. Sound Level Testing

The Applicant or Land Manager conducts, or causes to be conducted, sound level testing 0

(Check only one if applicable) (Please select one from list)

- ☐ On most (50% or more) holidays and weekends (4 points)
☐ At least 25% but less than 50% of holidays and weekends (2 points)
☒ Less than 25% of holidays and weekends (No points)

Describe the sound testing program

The Land Manager does not conduct sound level testing.